

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:19-cv-00994-RDM**

AFGE LOCAL 520 v. U.S. DEPARTMENT OF VETERANS  
AFFAIRS  
Assigned to: Judge Randolph D. Moss  
Cause: 05:552 Freedom of Information Act

Date Filed: 04/09/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**AFGE LOCAL 520**

represented by **Joshua Hart Burday**  
LOEVY & LOEVY  
311 N. Aberdeen Street  
Third Floor  
Chicago, IL 60607  
(312) 243-5900  
Fax: (312) 243-5902  
Email: [joshb@loevy.com](mailto:joshb@loevy.com)  
**ATTORNEY TO BE NOTICED**

**Merrick Jason Wayne**  
LOEVY & LOEVY  
311 N. Aberdeen Street  
Third Floor  
Chicago, IL 60607  
(312) 243-5900  
Fax: (312) 243-5902  
Email: [merrick@loevy.com](mailto:merrick@loevy.com)  
**ATTORNEY TO BE NOTICED**

**Matthew Topic**  
LOEVY & LOEVY  
311 N. Aberdeen Street  
Third Floor  
Chicago, IL 60607  
(312) 243-5900  
Fax: (312) 243-5902  
Email: [matt@loevy.com](mailto:matt@loevy.com)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**U.S. DEPARTMENT OF VETERANS  
AFFAIRS**

represented by **John Moustakas**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2518  
Email: [john.moustakas@usdoj.gov](mailto:john.moustakas@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Melanie Dyani Hendry**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2510  
Fax: (202) 252-2599

Date Filed	#	Docket Text
04/09/2019	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF VETERANS AFFAIRS ( Filing fee \$ 400 receipt number 0090-6049722) filed by AFGE LOCAL 520. (Attachments: # <u>1</u> Exhibit A – FOIA requests, # <u>2</u> Exhibit B – Correspondence, # <u>3</u> Civil Cover Sheet Civil Cover Sheet, # <u>4</u> Summons Summons)(Topic, Matthew) (Entered: 04/09/2019)
04/09/2019	<u>2</u>	NOTICE of Appearance by Matthew Topic on behalf of AFGE LOCAL 520 (Topic, Matthew) (Entered: 04/09/2019)
04/11/2019		Case Assigned to Judge Randolph D. Moss. (zef, ) (Entered: 04/11/2019)
04/11/2019	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF VETERANS AFFAIRS, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef, ) (Entered: 04/11/2019)
04/12/2019	<u>4</u>	STANDING ORDER: The parties are hereby ORDERED to comply with the directives set forth in the attached Standing Order. See document for details. Signed by Judge Randolph D. Moss on 4/12/2019. (lcrdm2, ) (Entered: 04/12/2019)
05/22/2019	<u>5</u>	ANSWER to Complaint by U.S. DEPARTMENT OF VETERANS AFFAIRS.(Hendry, Melanie) (Entered: 05/22/2019)
05/23/2019		MINUTE ORDER: The parties are hereby ORDERED to appear for an Initial Scheduling Conference on June 11, 2019, at 11:15 a.m. in Courtroom 21. It is further ORDERED that the parties shall confer in advance of the Initial Scheduling Conference on (1) whether any records can be released, and (2) the proper next steps in this litigation. Signed by Judge Randolph D. Moss on 5/23/2019. (lcrdm2, ) (Entered: 05/23/2019)
05/23/2019		Set/Reset Hearings: Initial Scheduling Conference set for 6/11/2019, at 11:15 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 05/23/2019)
05/24/2019	<u>6</u>	Consent MOTION to Continue <i>Initial Scheduling Conference</i> by U.S. DEPARTMENT OF VETERANS AFFAIRS (Hendry, Melanie) (Entered: 05/24/2019)
05/24/2019	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF VETERANS AFFAIRS served on 4/24/2019 (Topic, Matthew) (Entered: 05/24/2019)
05/24/2019	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 4/22/2019. (Topic, Matthew) (Entered: 05/24/2019)
05/24/2019	<u>9</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 4/22/2019. Answer due for ALL FEDERAL DEFENDANTS by 5/22/2019. (Topic, Matthew) (Entered: 05/24/2019)
05/28/2019		MINUTE ORDER: Upon consideration of the consent motion to reschedule the initial scheduling conference, Dkt. 6, it is hereby ORDERED that the motion is GRANTED. The initial scheduling conference scheduled for June 11, 2019 is hereby VACATED and RESCHEDULED for August 13, 2019 at 10:15 a.m. in Courtroom 21. Signed by Judge Randolph D. Moss on 5/28/2019. (lcrdm2, ) (Entered: 05/28/2019)
05/28/2019		Set/Reset Hearings: The Initial Scheduling Conference set for 6/11/2019 is VACATED and RESCHEDULED for 8/13/2019, at 10:15 AM, in Courtroom 21, before Judge Randolph D. Moss. (kt) (Entered: 05/28/2019)
08/06/2019	<u>10</u>	NOTICE of Appearance by Merrick Jason Wayne on behalf of AFGE LOCAL 520 (Wayne, Merrick) (Entered: 08/06/2019)
08/07/2019	<u>11</u>	NOTICE OF SUBSTITUTION OF COUNSEL by John Moustakas on behalf of U.S. DEPARTMENT OF VETERANS AFFAIRS Substituting for attorney Melanie Hendry (Moustakas, John) (Entered: 08/07/2019)

08/09/2019	<u>12</u>	MOTION for Leave to Appear by Telephone <i>Unopposed Motion to Conduct Scheduling Conference Telephonically</i> by AFGE LOCAL 520 (Burday, Joshua) (Entered: 08/09/2019)
08/09/2019		MINUTE ORDER: Upon consideration of the Plaintiff's unopposed motion to conduct the scheduling conference telephonically, Dkt. <u>12</u> , it is hereby ORDERED that the motion is GRANTED. Plaintiff's counsel may attend the August 13, 2019 conference by telephone. Counsel shall contact the deputy clerk for instructions regarding use of the Court's teleconferencing system. Signed by Judge Randolph D. Moss on 08/09/2019. (lcrdm2, ) (Entered: 08/09/2019)
08/13/2019		Minute Entry for proceedings held before Judge Randolph D. Moss: Initial Scheduling Conference held on 8/13/2019. Joint Status Report due by 10/18/2019. (Court Reporter: Elizabeth Saint Loth) (kt) (Entered: 08/13/2019)
10/18/2019	<u>13</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF VETERANS AFFAIRS. (Moustakas, John) (Entered: 10/18/2019)
10/21/2019		MINUTE ORDER: Upon consideration of the parties' joint status report, Dkt. 13, it is hereby ORDERED that the parties shall file an additional joint status report on or before November 18, 2019, including a recommendation for further proceedings, if any. Signed by Judge Randolph D. Moss on 10/21/2019. (lcrdm2, ) (Entered: 10/21/2019)
10/21/2019		Set/Reset Deadlines: Joint Status Report due by 11/18/2019. (kt) (Entered: 10/21/2019)
11/18/2019	<u>14</u>	Joint STATUS REPORT by AFGE LOCAL 520. (Burday, Joshua) (Entered: 11/18/2019)
11/20/2019		MINUTE ORDER: In light of the parties' joint status report, Dkt. 14, it is hereby ORDERED that the parties shall file a further joint status report on or before January 17, 2020. The report shall apprise the Court of the status of the parties' negotiations and include a recommendation for further proceedings, if any. Signed by Judge Randolph D. Moss on 11/20/2019. (lcrdm2, ) (Entered: 11/20/2019)